

**IN UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

RLI INSURANCE COMPANY	:	Case No. 1:14-cv-802-SSB-SKB
	:	
Plaintiff	:	Judge: Sandra S. Beckwith
	:	Magistrate: Stephanie K. Bowman
vs.	:	
	:	
FIFTH THIRD BANCORP	:	
	:	
Defendant	:	
	:	
FIFTH THIRD BANCORP, an Ohio Corporation, and FIFTH THIRD BANK, an Ohio Banking Corporation	:	Case No. 1:14-cv-869-SSB-SKB
	:	
Plaintiff	:	
	:	
vs.	:	
	:	
CERTAIN UNDERWRITERS AT LLOYD’S SUBSCRIBING TO POLICY B0509QA048710, B0509QA051310, 81906760, et al.	:	
	:	
Defendants	:	
	:	
	:	
	:	
	:	

RLI INSURANCE COMPANY’S DISCLOSURE OF FACT WITNESSES

Pursuant to Federal Rules of Civil Procedure, the Local Rules of the United States District Court of the Southern District of Ohio, Section C.8 of the Discovery Plan/Rule 26(f) Report, and the Court’s Calendar Order (Dkt. 31), Plaintiff RLI Insurance Company (“RLI”) hereby submits its Preliminary Fact Witness List.

RLI reserves the right to supplement its disclosure as discovery progresses and based on any witness identified by any other party in its disclosure.

I. CURRENT AND FORMER EMPLOYEES/REPRESENTATIVES OF FIFTH THIRD BANCORP

Current and former employees of Fifth Third Bankcorp/Fifth Third Bank, including but not limited to:

1. Matthew Ross, former Vice President
2. Clayton Bruce, Assistant Vice President, Structured Finance Group
3. Mike Spitler, Senior Vice President, Structured Finance Group
4. Neil Prendergast, Senior Vice President
5. Andy Hauck, Senior Vice President
6. Steven Capouch, Senior Vice President
7. Brett Mook, Vice President, Structured Finance Group
8. Alan Carlyle, Vice President, ESOP Finance Group
9. Andrew Jones, Vice President, Asset Securitization
10. Charissa Toole, Securitization, Account Coordinator
11. Bob Finely, Managing Director, Asset Securitization Group
12. Amy Schuster, Credit Analyst to Finance Manager
13. Bruce Lee, Executive Vice President
14. Graeme Jack, Senior Vice President, Special Assets Group
15. Marc Brandt, Assistant Vice President, Legal
16. Jim Hubbard, Senior Vice President, Chief Legal Officer
17. Susan Clayton, Assistant Vice President, Corporate Investigations
18. Darrin Steinmann, Vice President and Corporate Director of Investigations, Bank

Protection Department

II. EMPLOYEES/REPRESENTATIVES OF CONCORD CAPITAL MANAGEMENT, LLC, COLUMBUS NOVA INVESTMENTS AND RELATED ENTITIES

Current and former employees of Concord¹, Columbus Nova, and related entities, including, but not limited to:

19. Harish Raghavan, Former CEO of Concord
20. Mark Leiman, Former CFO of Concord
21. Jason Epstein, Partner of Columbus Nova
22. Gregory Prata, Officer of Renova
23. Eric Kosta, Special Counsel of Renova
24. Bob Thompson
25. Michael Sloan, Partner of Columbus Nova
26. Ira Brody, Former COO/CFO of Concord
27. Rene Stuifzand, Former President of Concord
28. Carin Zaleski, Director of Government Relations of Concord
29. Stacy Nussbaum, Former Director of Concord
30. Andrew Intrater, CEO of Renova Management
31. Victor Vekselberg, Renova Management

III. INDIVIDUAL INSUREDS UNDER THE ULTRA PROGRAM

32. Sam Moore
33. Peggy Moore
34. Wayne Booth

¹ The term “Concord” shall mean and refer to Concord Capital Management, LLC and any or all of its respective subsidiaries, affiliates, predecessors (including InsCap Management, LLC), and successors. The term “InsCap” shall mean and refer to InsCap Management, LLC, and any or all of its respective subsidiaries, affiliates, predecessors and successors.

- 35. Millard Oakley
- 36. Charles Jones
- 37. Carl Osborn
- 38. Cary Hobbs
- 39. Barbara Hand
- 40. Tommy Hord
- 41. Frederic Culbreath

IV. INSURANCE PARTIES INVOLVED IN THE ULTRA/LIPF II PROGRAM

- 42. Anthony Mazzei
- 43. Chase Ledbetter
- 44. Marshall Gramm
- 45. Andrew Costa
- 46. Adam Altholtz
- 47. Joe Cvetanowski
- 48. Employees of Highland Capital
- 49. Henry J. "Bud" Smith
- 50. Duke Westover
- 51. Jason Cavalier

V. EMPLOYEES OF RLI

- 52. Nathalie Hiemstra, Assistant Vice President
- 53. Joe Prystupa, Underwriter

VI. OTHER WITNESSES

- 54. Robert Donaldson (Bank of America, N.A., successor in interest to LaSalle Bank, N.A.)

55. Robert Bockrath (Bank of America, N.A., successor in interest to LaSalle Bank, N.A.)
56. Gary Brecka (Life Asset Group)
57. Dennis Bartos (Agency One Marketing Insurance Group, Inc.)
58. Rita Hill (Legacy Life, LLC)
59. Current and former employees of Gary Brecka Legacy Life, LLC
60. Tony Blankenship (Q Capital)
61. Jieru Zheng
62. Employees of Bragg & Associates, Inc.
63. Employees of Maple Life Financial, LLC
64. Employees of Q Capital Strategies, including but not limited to Tony Blankenship
65. Employees of Marsh, including but not limited to Steve Toscano
66. Brian Dorr, Dorr Asset Management
67. David Dorr, Dorr Asset Management
68. Current and former employees of Dorr Asset Management
69. Any individuals identified by Fifth Third Bank or the other insurers in their

Preliminary Witness Lists.

RLI reserves the right to supplement this Preliminary Witness List.

RESPECTFULLY SUBMITTED,

/s/ Scott L. Schmookler

Scott L. Schmookler (Pro Hac Vice)

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CERTIFICATE OF SERVICE

I hereby certify that on November 2, 2015, I served the foregoing via the Court's electronic filing system and via email to:

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